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JFW 3611

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## TRANSMITTAL FORM

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		Application Number	09/914,366
		Filing Date	January 30, 2002
		First Named Inventor	Robert Kay
		Art Unit	3611
		Examiner Name	Joanne Silbermann
Total Number of Pages in This Submission		Attorney Docket Number	5600-2

### ENCLOSURES (Check all that apply)

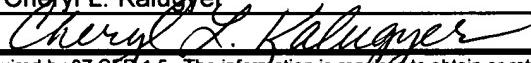
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawings	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) <input type="text"/>	Submission of Model
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Working Model	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or individual name	Charles P. Schmal, Reg. No. 45,082 Woodard, Emhardt, Moriarty, McNett & Henry LLP
Signature	
Date	August 18, 2004

### CERTIFICATE OF TRANSMISSION/MAILING

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Typed or printed name	Cheryl L. Kalugyer
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Date	August 18, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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600-000002.CPS.298259

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

In re patent application of: )  
Inventor: Robert Kay ) Before the Examiner  
Application No. 09/914,366 ) Joanne Silbermann  
Filed: January 30, 2002 )  
NOVELTY ANIMATED DEVICE WITH ) Group Art Unit  
SYNCHRONISED AUDIO OUTPUT, AND ) 3611  
METHOD FOR ACHIEVING )  
SYNCHRONISED AUDIO OUTPUT THEREIN) August 18, 2004

**SUBMISSION OF WORKING  
MODEL**  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450  
**ATTN: Technology Center 3600/Art Unit 3611**

Sir:

In accordance with a telephone conversation of August 17, 2004, a copy of the working model is enclosed for the Examiner's review. For the Examiner's convenience, a brief description of the working model is provided below.

Initially, it should of course be recognized the image on the enclosed device as being of George Foreman, the boxer, and the device has been created for inclusion with the packaging box for an electrical product which he is promoting. By pressing the red button, the image is caused to move to provide the appearance of the lips moving as the audio sound of George Foreman's voice is played. Thus, the animation sequence of the lip movement is repeated a number of times during the playing of the audio message and the speed of movement is controlled by the audio message sound signals so that the movement of the lips appears to be synchronized with the audio signal to give the appearance that the character shown is actually speaking the words.

Submission of Model  
Application No. 09/914,366  
Inventor(s): Robert Kay  
Filed: January 30, 2002  
Page 1 of 2

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August 18, 2004  
Date of Deposit

Cheryl Kalugyer  
Name of Representative  
Cheryl Kalugyer  
Signature

August 18, 2004  
Date of Signature

If the Examiner has any questions or comments concerning the enclosed model, the Examiner is invited to contact the undersigned by telephone so that the model can be explained or to address any other issues. Please charge any fees due or credit any overpayment to Deposit Account No. 23-3030, but not to include issue fees.

Respectfully Submitted:



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